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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.		
10/790,895	03/02/2004	Mikhail Lotvin		2673		
42292	7590	03/30/2011	EXAMINER			
Wolff & Samson PC Attn: Jeffrey M. Weinick One Boland Drive West Orange, NJ 07039				LEVINE, ADAM L		
ART UNIT		PAPER NUMBER				
3625						
MAIL DATE		DELIVERY MODE				
03/30/2011		PAPER				

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10790895	3/2/2004	LOTVIN ET AL.	

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ART UNIT PAPER

3625 20110326

DATE MAILED:

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Commissioner for Patents

Notice of Non-Responsive Amendment-Bona fide Attempt

The amendment filed on September 2, 2010, canceling all claims drawn to the elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03). Although some of the dependent claims have been preserved, original limitations in the elected independent claims have been cancelled and new limitations that have been presented in their place that were not present in the originally elected claims. The remaining claims are not readable on the elected invention because the claims are now drawn to generating telephone service logic based on received data, the telephone service logic including caller priority levels, updating at least one caller priority level based on a change in information associated with the caller, and transmitting the telephone service logic to at least one computer. The original claims were drawn to using an Internet browser, or memory accessible over the internet, enabling an end user to specify telephone service logic comprising specification for at least voice mail with different outgoing messages selected based on time of an incoming call and electronically providing information representing the service logic to at least one computer controlling telephone service so as to enable the at least one computer controlling telephone service to control telephone service in accordance with the service logic. These inventions are separate and distinct because the original invention comprised voicemail with different outgoing messages selected based on time of an incoming call, while the new invention comprises updating caller priority level based on a change in information associated with the caller. Had these inventions been initially filed together, a requirement for election/restriction would have resulted.

Since the above-mentioned amendment appears to be a bona fide attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

/Adam Levine/
Primary Examiner, Art Unit 3625